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March 17 2005

Ms. Marlene H. Dortch  
Secretary, Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, DC 20554

Re: BellSouth Telecommunications, Inc. Request for Declaratory Ruling  
that State Commissions May Not Regulate Broadband Internet Access  
Services by Requiring BellSouth to Provide Wholesale or Retail Broadband  
Services to CLEC UNE Voice Customers – WC Docket No. 03-251

Ex parte presentation pursuant to C.F.R. §1.1206(a)(1)

Dear Ms. Dortch:

Ciena Corporation, acting through the undersigned and Doug Cooper, yesterday left a voice-mail message with Scott Bergmann of Commissioner Adelstein's staff. Ciena urged the Commission to act expeditiously on BellSouth's petition seeking relief from State utility commission decisions requiring BellSouth to provide broadband services in cases where it loses the customer to a UNE-P competitor. Ciena pointed out that the uncertainty and/or regulatory obligations imposed by the States was creating a dampening effect on broadband deployment to the detriment of manufacturers and the public interest.

Respectfully submitted,

/s/

Stephen L. Goodman  
Counsel for Ciena Corporation

cc: Scott Bergmann